

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

BENJAMIN MARCUS HOMES, LLC, )  
Plaintiff, ) Civil Action No: 2:11-cv-01541-GLL  
v. )  
McCLOSKEY LAND DEVELOPMENT CO. )  
INC., JOSEPH J. McCLOSKEY, THE PETERS )  
TOWNSHIP LAND COMPANY, LLC, )  
HOWARD HANNA COMPANY, DANIELLE )  
M. MACH, THOMAS J. MOAKLER, and DR. )  
OLIVER W. HERNDON and LINDA A. )  
HERNDON, husband and wife, )  
Defendants. )

**STIPULATION OF DISMISSAL**

Plaintiff, Benjamin Marcus Homes, LLC, and Defendants, McCloskey Land Development Co. Inc., Joseph J. McCloskey, The Peters Township Land Company, LLC, Howard Hanna Company, Danielle M. Mach, Thomas J. Moakler, and Dr. Oliver W. Herndon and Linda A. Herndon, husband and wife, by and through their respective undersigned counsel, and pursuant to F.R.C.P. 41(a)(1)(A)(ii) hereby stipulate to the voluntary dismissal of the above-captioned matter, with prejudice.

**It is so STIPULATED:**

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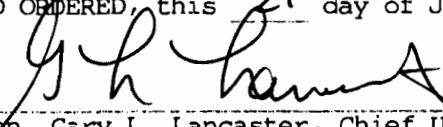
**THE WEBB LAW FIRM**

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and Joseph J. McCloskey

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SO ORDERED, this 21 day of June, 2012.

  
Hon. Gary L. Lancaster, Chief U.S. District Judge

, C.J.